

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TEXAS  
AUSTIN DIVISION**

WHOLE WOMAN'S HEALTH; <i>et al.</i> ,	)	
	)	
Plaintiffs,	)	
	)	CIVIL ACTION
v.	)	
	)	CASE NO. 14-CV-284-LY
DAVID LAKEY, M.D.; <i>et al.</i> ,	)	
	)	
Defendants.	)	

**PLAINTIFFS' COUNTER-DESIGNATIONS AND  
OBJECTIONS**

Pursuant to Local Civil Rule 16(e)(6), Plaintiffs, by and through their counsel, hereby provide their counter-designations to the deposition testimony of those witnesses whose testimony is expected to be presented by the State Defendants by means of a deposition and designation by reference to page and line of the testimony to be offered (except those to be used for impeachment only) :

<b>Franz C. Theard, M.D. July 25, 2014 Deposition Transcript</b>		
<b>Defendants' Designations</b>	<b>Plaintiffs' Counter-Designations and Objections</b>	<b>Defendants' Objections</b>
68:1-23		
69:11-71:11		
71:17-72:3		
72:8-74:2	Relevance (NM Clinic)	
74:5-13	Relevance (NM Clinic)	
77:8-21		
78:13-22		
79:10-16	Relevance (NM Clinic)	
93:14-20		
95:7-96:1	96:2-22	

<b>Franz C. Theard, M.D.</b> <b>July 25, 2014 Deposition Transcript</b>		
<b>Defendants' Designations</b>	<b>Plaintiffs' Counter-Designations and Objections</b>	<b>Defendants' Objections</b>
96:23-97:4		
97:7-97:16		
98:11-99:3	Relevance (NM Clinic)	
104:12-105:13	Relevance (NM Clinic)	

<b>Marilyn Eldridge</b> <b>July 24, 2014 Deposition Transcript</b>		
<b>Defendants' Designations</b>	<b>Plaintiffs' Counter-Designations and Objections</b>	<b>Defendants' Objections</b>
22:8-14	Relevance (NM Clinic) 22:15-22:18 (Subject to Decision on Objection)	
22:19-25	Relevance (NM Clinic)	
23:16-24:2		
24:16-19	Relevance (NM Clinic) 24:20 (Subject to Decision on Objection)	
24:21-25	Relevance (NM Clinic)	
25:13-19	Relevance (NM Clinic) 25:20 (Subject to Decision on Objection) 26:15-19 (Subject to Decision on Objection) 27:4-28:6 (Subject to Decision on Objection)	
74:7-16		
75:3-10		
78:23-79:12	78:4-22; 80-16-81:2; 83-9-83:15	
105:20-106:3	Hearsay	
106:14-20	Hearsay 107:4-107:16	

<b>Paul Fine, M.D.</b> <b>July 18, 2014 Deposition Transcript</b>		
<b>Defendants' Designations</b>	<b>Plaintiffs' Counter-Designations and Objections</b>	<b>Defendants' Objections</b>
58:21-59:1	53:22-54:22; 59:2-5	
61:5-22	61:23-62:18	
76:16-22	75:22-76:15; 76:23-77:14	
116:16-117:4	117:5-118:10	
118:10-24	118:25-119:7	
144:6-17		
165:18-22	166:10-19	
174:11-16	174:17-174:25	

<b>Amy Hagstrom-Miller</b> <b>July 20, 2014 Deposition Transcript</b>		
<b>Defendants' Designations</b>	<b>Plaintiffs' Counter-Designations and Objections</b>	<b>Defendants' Objections</b>
160:6-161:2	161:3-161:17	
161:18-162:4	162:5-162:13	
161:14-20		
164:3-5	162:21-164:2	
167:22-168:11	165:14-167:21; 168:12-21	
253:2-21		

<b>Marina Sifuentes</b> <b>July 28, 2014 Deposition Transcript</b>		
<b>Defendants' Designations</b>	<b>Plaintiffs' Counter-Designations and Objections</b>	<b>Defendants' Objections</b>
6:23-7:-1		
9:16-10:7	Relevance, Unfair Prejudice and Confidentiality (10:5-7)	

<b>Marina Sifuentes</b> <b>July 28, 2014 Deposition Transcript</b>		
<b>Defendants' Designations</b>	<b>Plaintiffs' Counter-Designations and Objections</b>	<b>Defendants' Objections</b>
11:2-5	10:8-10:12; 10:21-11:1; 12:12-16; 34:7-37:18 (with building address redacted)	

Dated: August 7, 2014

/s/ Stephanie Toti

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**CERTIFICATE OF SERVICE**

I hereby certify that on August 7, 2014, the foregoing was served on all counsel of record by email.

/s/ J. Alexander Lawrence  
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